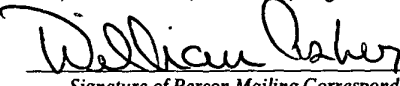


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group Art Unit: Unknown )  
Examiner: Unknown )  
Applicants: McWilliams, et al. )  
Application Number: Unknown )  
Filed: September \_\_\_\_, 2003 )  
For: ISOLATION OF GENETIC MOLECULES )  
FROM A COMPLEX BIOLOGICAL )  
CONSTRUCT FOR USE INN GENETIC )  
EXPRESSION ANALYSIS )

CERTIFICATE OF MAILING	
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**ASSOCIATE POWER OF ATTORNEY**

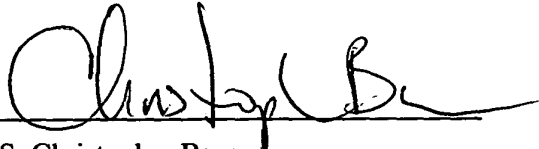
Please recognize the following as associate attorneys in the above-identified application:

Carol M. Nielsen, Reg. No. 37,676      John Timothy Headley, Reg. No. 31,765  
Jennifer S. Sickler, Reg. No. 36,005      Robert E. Holthus, Reg. No. 50,347

of the firm Gardere Wynne Sewell LLP with full power to transact all business before the U.S. Patent and Trademark Office with regard to said application and any continuation or divisional applications thereof.

Respectfully submitted,

Date: 08/29/03

By:   
S. Christopher Bauer  
Registration No. 42,305

Gardere Docket No. 122294-1007

## DECLARATION AND POWER OF ATTORNEY

As below named inventors, we hereby declare that:

1. Our residences, post office addresses and citizenships are as stated below next to our names;
2. We believe we are the original, first and sole inventors of the subject matter which is claimed and for which a patent is sought on the invention, design or discovery entitled:

### ISOLATION OF GENETIC MOLECULES FROM A COMPLEX BIOLOGICAL CONSTRUCT FOR USE IN GENETIC EXPRESSION ANALYSIS

3. We have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;
4. We acknowledge the duty to disclose to the Office all information known to us to be material to the patentability of this application as defined by Title 37, Code of Federal Regulations, §1.56;
5. We hereby claim foreign priority benefits under 35 U.S.C. §119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

NONE

We hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

NONE

6. We hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application(s) in the manner provided by the first paragraph of Title 35, United States Code, § 112. We acknowledge the duty to disclose to the Office all information known to us to be material to patentability as defined in § 1.56 which became available between the filing date of any prior application(s) and the national or PCT international filing date of this application:

NONE

7. We hereby appoint:

Carol M. Nielsen, Reg. No. 37,676  
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Thomas C. Wright, Reg. No. 47,189

of the firm of GARDERE WYNNE SEWELL LLP, as our attorneys with full power of substitution and revocation, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, and to file and prosecute any international patent application filed thereon before any international authorities under the Patent Cooperation Treaty;

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8. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Attorney Docket No.: 122294-1001

PATENT

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Attorney Docket No.: 122294-1001

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**CERTIFICATE OF MAILING**

I certify that this correspondence is being deposited with the U.S. Postal Service Express Mail delivery service under 37 C.F.R. 1.10 and is addressed to Assistant Commissioner for Patents, Washington, DC 20231.

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Kathryn D. Wooley  
Name of Person Signing

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